

**GOTTLIEB & ASSOCIATES**  
ATTORNEYS

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November 20, 2020

**VIA ECF**

The Honorable Katherine Polk Failla  
United States District Judge  
United States District Court  
Southern District of New York  
Thurgood Marshall  
United States Courthouse  
40 Foley Square  
New York, NY 10007

**MEMO ENDORSED**

Re: *Calcano v. Apfelbaum Philatelists, Inc., et al.*,  
Case No.: 1:20-cv-6875-KPF

Dear Judge Failla,

The undersigned represents Marcos Calcano, on behalf of himself and all other persons similarly situated (“Plaintiff”) in the above referenced matter against Defendants, Apfelbaum Philatelists, Inc., Apfelbaum Auctioneers, Inc., and Apfelbaum, Earl P. L. Inc., (hereinafter collectively referred to as “Defendant”). The undersigned respectfully requests that the Initial Conference scheduled for December 1, 2020 at 4:00 PM (Dkt. 9) be adjourned for 60 days because Counsel for Defendant has not yet answered or appeared in this action although I have communicated with Defendant’s prospective Counsel. This request will grant ample time for the Defendant to retain Counsel in order that they may appear in this action and respond to the Complaint and attempt to resolve this case prior to the requested adjourned Initial Conference.

Respectfully submitted,

GOTTLIEB & ASSOCIATES

/s/ Jeffrey M. Gottlieb, Esq.

Jeffrey M. Gottlieb, Esq.

cc: All counsel of record via ECF

Application GRANTED. The initial pretrial conference scheduled for December 1, 2020, is here ADJOURNED to February 1, 2021, at 4:00 p.m. At the appointed time, the parties shall call (888) 363-4749 and enter access code 5123533. Please note, the conference will not be available prior to 4:00 p.m. The parties' joint pre-conference letter and proposed case management plan (see Dkt. #9), shall be due on or by January 28, 2021.

Dated: November 20, 2020 SO ORDERED.  
New York, New York



HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE